

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

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FILED

IN THE MATTER OF THE COMMISSION)
INVESTIGATION AND GENERIC PROCEEDING)
OF RATES AND UNBUNDLED NETWORK)
ELEMENTS AND COLLOCATION FOR INDIANA)
BELL TELEPHONE COMPANY, INCORPORATED)
d/b/a SBC INDIANA PURSUANT TO THE)
TELECOMMUNICATIONS ACT OF 1996 AND)
RELATED INDIANA STATUTES)

AUG 14 2003

CAUSE NO. 42393 INDIANA UTILITY
REGULATORY COMMISSION

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") makes the following entry in this Cause:

On August 11, 2003, AT&T Communications of Indiana G.P., WorldCom, Inc., McLeodUSA Telecommunications Services, Inc., Covad Communications Company, and Z-Tel Communications, Inc., (collectively "Joint CLECs") and Indiana Bell Telephone Company, Incorporated d/b/a SBC Indiana ("SBC Indiana") (together the "Parties") filed an *Agreed Motion for Protection of Confidential and Proprietary Information* ("Motion") seeking the establishment of a "standing order" accepting proprietary information to be submitted in this Cause, pursuant to Indiana Code §§ 8-1-2-29, 5-14-3-4 and 24-2-3-1, and 170 IAC 1-1.1-4.

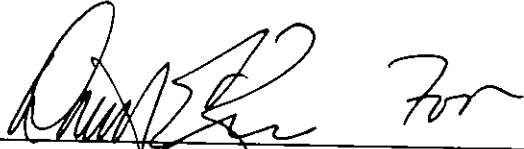
The Motion is consistent with a motion filed on May 7, 2003, ("May 7, 2003 Motion") by SBC Indiana, in which the company sought confidential treatment of cost studies and related work papers to be submitted to the Commission in this Cause. The May 7, 2003 Motion, was accompanied by the Affidavit of Thomas J. Hess, Director-Wholesale Issues/271 of SBC Indiana. Among other things, the Affidavit indicated that: "The cost studies and supporting information contain detailed financial information that offers competitors and third parties valuable economic knowledge of the detailed and granular particulars of department specific costs and assets." The May 7, 2003 Motion was granted by the Presiding Officers in a Docket Entry dated May 16, 2003. A copy of the May 7, 2003 Motion and Affidavit of Thomas J. Hess, is attached to the Motion filed by the Parties on August 11, 2003.

In their Motion, the Parties essentially request a determination by the Presiding Officers that the findings made in our May 16, 2003 Docket Entry may be utilized to allow the Parties to properly submit *additional* confidential information, ("Confidential Information") of the same type identified by Mr. Hess in his Affidavit. The Parties intend to submit the additional Confidential Information as part of the CLECs Responsive


Testimony to be filed on August 15, 2003, and as part of the Reply Testimony to be submitted by SBC Indiana on September 5, 2003.

The Presiding Officers, having reviewed the Motion and the accompanying exhibits hereby find that, subject to the exception noted in our May 16, 2003 Docket Entry, the Confidential Information that is to be submitted by the Parties is the same type of information addressed by findings made in our May 16, 2003 Docket Entry. Accordingly, the Confidential Information shall be hand delivered to the Presiding Administrative Law Judge, in a sealed envelope that is clearly marked "confidential," and with the Cause Number noted thereon. Said Confidential Information shall be treated as confidential and exempt from public disclosure, on a preliminary basis, in accordance with Indiana Code 5-14-3.

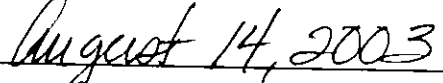
IT IS SO ORDERED.

 For

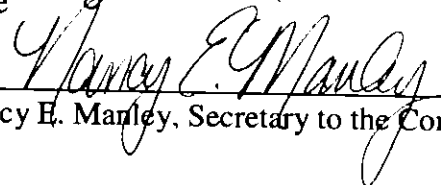
Larry S. Landis, Commissioner

 For

William G. Divine, Administrative Law Judge



Date



Nancy E. Manley, Secretary to the Commission